

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

*Plaintiff,*

v.

AT&T SERVICES, INC., AT&T MOBILITY,  
LLC, and AT&T ENTERPRISES, LLC,

*Defendants.*

Case No. 2:23-cv-00397-JRG-RSP

JURY TRIAL DEMANDED

**ORDER GRANTING HEADWATER’S MOTION TO ADOPT  
CLAIM CONSTRUCTION FOR CLAIM 1 OF THE ’613 PATENT**

Before the Court is Headwater’s Motion to Adopt Claim Construction for Claim 1 of the ’613 Patent (U.S. Patent No. 9,215,613). Having considered the matter, the Court **GRANTS** the Motion and formally adopts the following claim construction for claim 1 of the ’613 patent:

Term	The Court’s Construction
“classify whether a particular application . . . is interacting with the user in the device user interface foreground” (’613 Patent, Claim 1)	Plain and ordinary meaning, wherein the claim does not require that the device always and continuously be making such a classification

It is so **ORDERED**.